

KURZMAN KAREISEN + FRANK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>20 July 2007</u>	
NAME OF SERVER (PRINT) <u>BENJAMIN C. HANSON JR</u>	TITLE <u>PROCESS SERVER</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <div style="text-align: center; margin-left: 100px;"><u>% T & D EQUIPMENT COMPANY</u> <u>11065 LEAD BETTER RD ASHLAND VA</u></div> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): <u>Served on Mike Kelly Company controller designated to accept service for Allen George Rothenberger</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> Executed on <u>20 July 2007</u> <small>Date</small> </div> <div style="width: 60%;"> <u><i>Benjamin C. Hanson Jr</i></u> <small>Signature of Server</small> </div> </div> <div style="text-align: center; margin-top: 20px;"> <u>7907 Heritage Road Richmond VA 23228</u> <small>Address of Server</small> </div> <div style="text-align: right; margin-top: 50px; font-size: 1.2em;"> <u>3KKF 49012</u> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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UNITED STATES DISTRICT COURT

Southern

District of

New York

PROVIDENCE ZUMBO, as Administratrix of the
Estate of JOHN ZUMBO a/k/a JOHN D. ZUMBO,

SUMMONS IN A CIVIL ACTION

V.

T. AND B. EQUIPMENT COMPANY, INC.;
ALLEN GEORGE ROTHENBERGER,

CASE NUMBER:

AC

07 CIV 6340

TO: (Name and address of Defendant)

Allen George Rothenberger
11065 Leadbetter Road
Ashland, VA 23005

c/o T and B Equipment Company Inc.

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Kurzman Karelsen & Frank, LLP
230 Park Avenue
Suite 2300
New York, NY 10169

an answer to the complaint which is served on you with this summons, within _____ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JUL 11 2007

CLERK

DATE

(By) DEPUTY CLERK